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MIDDLEBURY, C.T. 06749

APR 11 2001

JEFFREY BAILOT
PARALEGAL
LAW DEPARTMENT

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VIA: CERTIFIED MAIL,
RETURN RECEIPT REQUESTED

April 10, 2001



U.S. Environmental Protection Agency
Deena Sheppard-Johnson, SR-6J
Remedial Enforcement Support Section
77 West Jackson Blvd.
Chicago, Illinois 60604

**RE: The Chemical Recovery Systems Site, Elyria, Ohio General Notice of
Potential Liability and Request for Information**

Dear Ms. Sheppard-Johnson:

Crompton Manufacturing Company Inc. ("Crompton") received a CERCLA Section 104(e) information request from U.S. EPA Region V, dated March 2, 2001 ("Information Request") directed to Uniroyal, Inc. ("Uniroyal") concerning to the above-referenced site ("Site"). This letter constitutes the response of Crompton to the Information Request.

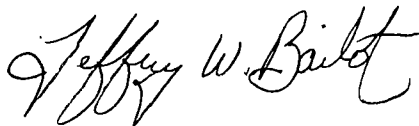
Crompton notes that the Site apparently operated from approximately the 1940s to 1981. As a preliminary matter, Uniroyal Chemical Company, Inc. was formed as a subsidiary of Uniroyal, Inc. in 1985 and subsequently was sold by Uniroyal, Inc. in October 1986. Uniroyal, Inc. was dissolved in December 1986. In December 2000, Uniroyal Chemical Company Inc. changed its name to Crompton Manufacturing Company Inc. Thus Crompton did not exist as a distinct corporate entity until after the cessation of operations at the site.

Crompton objects to the Information Request as a whole, to its general scope and as noted

specifically below (but not by way of limitation) in so far as the Information Request is overly broad and unduly burdensome, contains indefinite requests seeking information not reasonably relevant to the above-referenced site, and exceeds the U.S. EPA's statutory authority.¹

At this time, Crompton is not aware of any documentation regarding possible Uniroyal or Crompton involvement with the Site and is unaware of any information suggesting that Uniroyal or Crompton engaged in business with the Site. Crompton filed a Freedom of Information request with U.S. EPA on March 15, 2001, concerning the Site. Pending a review of the FOIA response, Crompton may voluntarily supplement this response. Any further correspondence concerning this matter should be directed to the undersigned.

Sincerely yours,

A handwritten signature in cursive script, reading "Jeffrey W. Bailot".

Jeffrey W. Bailot

¹A court decision attributing liability for a defendant's failure to comply with U.S. EPA information requests pursuant to CERCLA, 42 U.S.C. Sec. 9601 et seq. and RCRA, 42 U.S.C. Sec. 6901 et seq., defined an enforceable information request as one where "(1) the investigation is within the agency's authority; (2) the request is not too indefinite; and (3) the information requested is reasonably relevant." United States v. Liviola, 605 F. Supp 96, 99 (N.D. Ohio 1985) (citations omitted; see also United States v. Pretty Products, Inc., 780 F. Supp. 1488 (S.D. Ohio 1991); United States v. Charles George Trucking Co., Inc., 624 F. Supp. 1185 (D.C. Mass 1986), aff'd, 823 F.2d 685 (1st Cir. 1987); and United States v. Crown Roll Leaf, Inc., 29 ERC 2018, 2022 (D.N.J. 1988).

Crompton

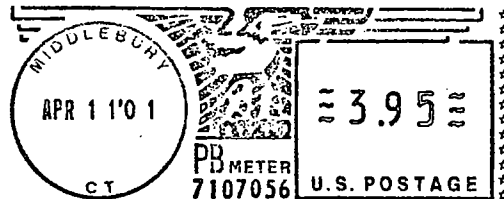
Crompton Corporation
Benson Road
Middlebury, CT 06749

PLACE STICKER AT TOP OF ENVELOPE
TO THE RIGHT OF RETURN ADDRESS.
FOLD AT DOTTED LINE

CERTIFIED MAIL



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